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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 UNITED STATES OF AMERICA,)	NO. CR 17-403 EMC
14 Plaintiff,)	
15 v.)	
16 OSCAR VANEGAS and ANGELITO)	STIPULATION TO EXCLUDE TIME AND
VASQUEZ MALLARI, a/k/a "ALVIN,")	[PROPOSED] ORDER
17 Defendants.)	
18)	
19)	

20 **STIPULATION**

21 IT IS HEREBY STIPULATED, by and between the parties to this action, as stated on the record
22 at the status conference on August 30, 2017, that the time between August 30, 2017, and October 25,
23 2017, be excluded under the Speedy Trial Act pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B).
24 Excluding time until October 25, 2017, will allow defense counsel the reasonable time necessary for
25 effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C.
26 § 3161(h)(7)(B)(iv).

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1 IT IS SO STIPULATED.

2 DATED: September 1, 2017

BRIAN J. STRETCH
United States Attorney

3
4 /s/
JULIE D. GARCIA
5 Assistant United States Attorney

6 DATED: September 1, 2017

7
8 /s/
9 GIL EISENBERG
Counsel for Defendant
10 ANGELITO VASQUEZ MALLARI

11 **[PROPOSED] ORDER**

12 As explained on the record during the August 30, 2017 status conference, the Court finds that the
13 exclusion of the period from August 30, 2017, to October 25, 2017, from the time limits applicable
14 under 18 U.S.C. § 3161, is warranted; that the ends of justice served by the continuance outweigh the
15 interests of the public and the defendant in the prompt disposition of this criminal case; and that the
16 failure to grant the requested exclusion of time would unreasonably deny defense counsel the reasonable
17 time necessary for effective preparation, taking into account the exercise of due diligence, and would
18 result in a miscarriage of justice. *See* 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).
19

20 IT IS SO ORDERED.

21 DATED: 9/14/17

